

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 20TH JUNE 2007 / 30TH JYAISHTA 1929

Bail Appl.No. 3707 of 2007()

CMP.4857/2007 of J.M.F.C.,PERUMBAVOOR
Cr.No.66/07 OF THE EXCISE RANGE, KOTTARAKKARA
.....

PETITIONER/ACCUSED

PUSHPANGADAN, S/O.PADMANABHAN,
NISHANTHBHAVAN, KOTTATHALAPADINJARU MURI,
NEDUVATHOOR VILLAGE.

BY ADV. SRI.P.A.NOOR MUHAMMED
SRI.ABHILASH S.FRANCIS

RESPONDENTS: COMPLAINANT

STATE OF KERALA,
REPRESENTED BY THE EXCISE INSPECTOR,
KOTTARAKARA, THROUGH THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION
ON 20/06/2007, THE COURT ON THE SAME DAY PASSED THE
FOLLOWING:

R.BASANT, J.

B.A.No.3707 of 2007

Dated this the 20th day of June 2007

O R D E R

Application for regular bail. The petitioner faces allegations under the Abkari Act. He was allegedly found to be in possession of 60 litres of arrack. The alleged occurrence took place on 6/4/2007. The petitioner was arrested on 30/5/2007. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the learned Public Prosecutor does not seriously oppose the said prayer that on condition that the investigating officer is granted some further time to complete the investigation and I am satisfied that regular bail can be granted to the petitioner subject to appropriate conditions. The learned Public Prosecutor submits that the petitioner has no antecedents of any culpability.

3. In the result, this petition is allowed. The petitioner shall be released on bail on the following terms and conditions:

i) The petitioner shall not be released on bail on the strength of this order prior to 02/07/2007. The investigating officer shall, in the meantime, make every endeavour to complete the investigation.

ii) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

iii) The petitioner shall make himself available for interrogation before the investigating officer between 10 a.m and 12 noon on all Mondays and Fridays, until further orders.

(R.BASANT, JUDGE)

jsr

R.BASANT, J.

CRL.M.CNo.

ORDER

21ST DAY OF MAY2007